

In the City Council,
City of Lodi,
Lodi, California,

RESOLUTION NO. 768

**RESOLUTION ORDERING THE ABANDONMENT OF AN
ALLEY IN LOT 37 OF THE LODI BARNHART TRACT.**

WHEREAS, this City Council of the City of Lodi did, on the Elrst day of April, 1935, adopt its resolution numbered 768 wherein it declared its intention to abandon a certain alley in Lot 37 of the Lodi Barnhart Tract as petitioned for by Adam Hoff;

AND, WHEREAS, it appears that notice of such Intention was regularly pasted and published in time, form and manner as required by law as is evidenced by the affidavit of B.C. DOUGHERTY, Street Superintendent of the City of Lodi, who personally posted copies of said notice along the line of said alley, now on file in the office of the City Clerk of this City, and by the affidavit of DELMAR B. RINERET, Manager of "THE LODI NEWS", the newspaper of general circulation in which this City Council directed publication of said notice, also filed with said City Clerk;

AND, WHEREAS, more than ten days have elapsed since the last publication of said notice and since the posting of copies of said notice and no objections to the abandonment of said alley have been filed or presented to this City Council or to the Clerk thereof, and this City Council has now acquired jurisdiction to order the abandonment of said alley as a public streat or alley;

NOW, THEREFORE, this City Council, in view of the foregoing, finds as a fact that said notice of abandonment was duly and regularly posted and published in time, form and manner as prescribed by law and the direction of this City Council; that no abjections or alleged objections were filed or presented and that the time for filing of such objections has expired; and that this City Council has now acquired jurisdiction to order the abandonment of said alley; and that said alley is not required to serve any public use;

THEREFORE, BE IT RESOLVED, that It is to the public interest and benefit that said alley be abandoned and it is hereby ordered that said alley be abandoned. The alley herein abandoned is particularly described as follows:-

A portion of Lot 37 of the Lodi Barnhart Tract as said lot is delineated and so designated on that certain map or plat entitled "Lodi Barnhart Tract" filed for record November 5, 1906 and recorded in Vol. 3, Page 48 of Books of Maps and Plats, San Joaquin County Records, being the Northerly ten(10) feet of the following tract of land: Commencing for the same on the intersection of the East line of Washington Avenue with the North line of Vine Street, running thence Easterly on and along the said North line of Vine Street a distance of one hundred thirty (130) feet, running thence Northerly and parallel to the East line of Washington Avenue a distance of two hundred (200) feet, thence Westerly and parallel to the said North line of Vine Street a distance of one hundred thirty (130) feet to the East line of Washington Avenue, thence Southerly on and along said East line of Washington Avenue a distance of two hundred (200) feet to the point of beginning of the tract of land herein described.

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Certified to be a full, true and correct copy af Resolution No.768 of the City Council of the City of Lodi passed and adopted at a regular meeting of said City Council held Monday, May 6, 1935 by the following vote:-

AYES: Councilmen, Clark, Spooner, Weihe and ~~Raymond K. Steele~~.
NOES: Councilmen, ~~None~~. ABSENT: Councilmen, Keagle, Steele.

Attest:

[Signature]
City Clerk and ex-officio Clerk of
the City Council, City of Lodi.

May 6, 1935.

P E T I T I O N

To the Honorable the City Council,
City of Lodi,
Lodi, California.

The undersigned respectfully **ask** that you formally abandon
a certain public **alleyway** in Lot 37 of the Lodi Barnhart Tract,
alleging **as** follows:

(1) That said alleyway **has** never been opened to **public use**.

(2) That the **use** of said alleyway **is** not **necessary** to any
one owning land adjoining or abutting on the **same**.

(3) That the opening of said alleyway **as a** public street
is not necessary in the development of the subdivision of lands
in the vicinity thereof nor **is** the opening of the **same** contemplated
in any subdivision plan **now** prepared or in progress of preparation

The alley herein sought to be abandoned is particularly
described **as** follows:-

A portion of Lot 37, Lodi Barnhart Tract, being the Northerly
ten (10) feet of the following parcel of **land**. Commencing for the
same on the intersection of the East line of Washington Street and
the North line of Vine Street, thence running easterly **on** and along
said North line of **Vina** street a distance of one hundred thirty
(130) feet, thence running northerly and parallel to the East **line**
of Washington Street **a** distance of **two** hundred (**200**) feet; thence
Westerly and parallel to the North **line** of Vine Street **a** distance
of one hundred thirty (130) feet to the East line of Washington
Street, thence Southerly on and along the East line of Washington
Street to the point of **beginning** of the tract **of** land herein **des-**
cribed.

Your petitioner herein **agrees** to pay all costs of said
abandonment proceedings,

** Adam Hoff*

J. J. Beane
City Clerk
City of Lodi

WASHINGTON STREET

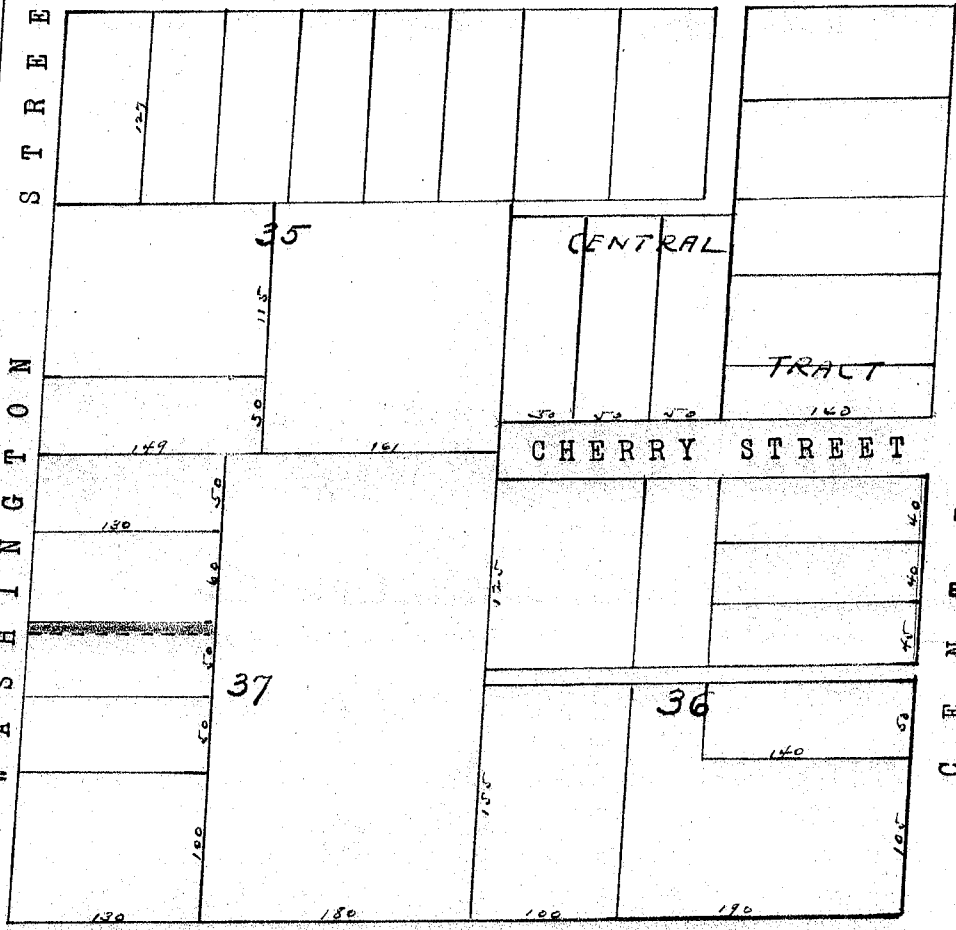
MAPLE STREET

CENTRAL AVENUE

CHERRY STREET

VINE STREET

WATSON STREET



4. Petition in proper form filed with the City of Lodi, and a certified copy of order of abandonment for record, to be recorded in the County Recorder's office of the County of San Joaquin.

5. DESCRIPTION:-

All that certain real property situate, lying and being in the City of Lodi, County of San Joaquin, State of California, described as follows, to-wit:-

All right, title, and interest in and to that certain alley dedicated for public use in Block Thirty-seven (37) Lodi Barnhart Tract, filed for record November 5, 1906 in Book of Maps and Plats, Vol. 3 page 48, San Joaquin County Records, as dedicated for public use as an alley in that certain Deed dated November 19, 1918, executed by R. B. O'Dell and Florence O'Dell, his wife, to Jacob Yanke and recorded January 15, 1919 in Book "A" of Deeds, Vol. 955, page 182, San Joaquin County Records, record reference is hereby made thereto and the same is incorporated herein as a part hereof,